

United States Bankruptcy Court

Voluntary Petition

District of OREGON

Form No. 1

Name of Debtor (if individual, enter Last, First, Middle):

ALTHAUS, MARK EDWARD

All Other Names used by the Debtor in the last 6 years
(include married, maiden, and trade names):

NONE

Name of Joint Debtor (Spouse) (Last, First, Middle):

ALTHAUS, JACKIE LOUISE

All Other Names used by the Joint Debtor in the last 6 years
(include married, maiden, and trade names):

Jackie Gordon

04-64302

Last four digits of Soc. Sec. No./Complete EIN or other Tax I.D. No.
(if more than one, state all):

0915

Last four digits of Soc. Sec. No./Complete EIN or other Tax I.D. No.
(if more than one, state all):

1360

Street Address of Debtor (No. & Street, City, State & Zip Code):

3356 SE Devon Place
Albany, OR 97322

Street Address of Joint Debtor (No. & Street, City, State & Zip Code):

1739 SW 17th Avenue
Albany, OR 97321

County of Residence or of the Principal Place of Business:

Linn

County of Residence or of the Principal Place of Business:

Linn

Mailing Address of Debtor (if different from street address):

Mailing Address of Joint Debtor (if different from street address):

Location of Principal Assets of Business Debtor
(if different from street address above):

Name and Address of Debtor's Attorney (or enter "none"):

MELVIN T. ROLLEMA

PO Box 1409

Albany, OR 97321

Telephone No. 541-928-5000

OSB No. 78358

Information Regarding the Debtor (Check the Applicable Boxes)

Venue (Check any applicable box)

☒ Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.

☐ There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.

Type of Debtor (Check all boxes that apply)

☒ Individual(s)

☐ Corporation

☐ Partnership

☐ Other

☐ Railroad

☐ Stockbroker

☐ Commodity Broker

☐ Clearing Bank

Chapter or Section of Bankruptcy Code Under Which
the Petition is Filed (Check one box)

☒ Chapter 7

☐ Chapter 9

☐ Sec. 304 - Case ancillary to foreign proceeding

☐ Chapter 11

☐ Chapter 12

☐ Chapter 13

Nature of Debts (Check one box)

☒ Consumer/Non-Business

☐ Business

Filing Fee (Check one box)

☒ Full Filing Fee attached

☐ Filing Fee to be paid in installments (Applicable to individuals only)

Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form No. 3.

Statistical/Administrative Information (Estimates only)

☐ Debtor estimates that funds will be available for distribution to unsecured creditors.

☒ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.

Estimated Number of Creditors

1-15	16-49	50-99	100-199	200-999	1000-over
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Estimated Assets

\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	More than \$100 million
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Estimated Debts

\$0 to \$50,000	\$50,001 to \$100,000	\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	More than \$100 million
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

THIS SPACE IS FOR COURT USE ONLY

CLERK, U.S. BANKRUPTCY COURT
DISTRICT OF OREGON
04 MAY 28 AM 9:54
LODGED
PAID 209 DOCKETED

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

) Case No. _____

)

) **EXHIBIT "C"**

MARK EDWARD ALTHAUS
JACKIE LOUISE ALTHAUS

) [If not an Ex. on Petition Pg. 2, then to
) be FULLY completed by ALL debtors

Debtor(s)

) and attached to ALL copies of the Petition.]

(NOTE: You must answer ALL questions. Attach additional sheets if necessary. Use of "UNKNOWN" is NOT acceptable!)

1. Identify and briefly describe all real or personal property owned by or in possession of the debtor that, to the best of the debtor's knowledge, poses or is alleged to pose a threat of imminent and identifiable harm to the public health or safety:

NONE

2. With respect to each parcel of real property or item of personal property identified in question 1, describe the nature and location of the dangerous condition, whether environmental or otherwise, that poses or is alleged to pose a threat of imminent and identifiable harm to the public health or safety: NONE

3. DESCRIBE ASSETS REQUIRING TRUSTEE'S IMMEDIATE ATTENTION: NONE

4. Street address of principal assets (note property): NONE

5. [If debtor(s) an individual] Is debtor(s), OR has debtor(s) ever been within the 6 years prior to filing, either: self-employed or a sole proprietor; a partner, other than a limited partner, of a partnership; or an officer, director, managing executive, or person in control of a corporation? ☐ YES ☒ NO

If YES, complete ALL questions in the Statement of Affairs.

6. [Unless EXACT question already answered on Petition] If debtor is CORPORATION, list name and address of chief executive officer; if debtor is PARTNERSHIP, list names and addresses of general partners: NONE

7. Total GROSS income of the individual debtor(s) for the last tax year: \$ 32,950 (i.e., before any deductions).

8. Total amount of unsecured debt: \$ 26,898

9. Total Noncontingent, Liquidated Farming Operation Debt: \$ NONE

10. Total GROSS income from farming operation for the individual debtor(s) for last tax year: \$ NONE

11. **The BANKRUPTCY DOCUMENT PREPARER DECLARATION below has been completed for any person who helped, for compensation, prepare any of the bankruptcy papers if the debtor does not have an attorney.**

I declare under penalty of perjury that the above information provided in this Exhibit "C" is true and correct.

DATED: 05/21/04

[Signature]
Debtor's Signature

541-928-4434

Phone #

[Signature]
Joint Debtor's Signature

541-730-
0797

BANKRUPTCY DOCUMENT PREPARER DECLARATION

I, the undersigned, declare under penalty of perjury that (1) neither I, nor anyone else listed herein, collected or received any payment from or on behalf of the debtor for court fees in connection with filing the petition; (2) I have received \$ _____ from or on behalf of the debtor within the previous 12 month period; (3) \$ _____ is the unpaid fee charged to the debtor; and (4) the following is true and accurate about myself and any other assistants:

Individual Name and Firm (Type or Print): _____

Address (Type or Print): _____

Social Security Number of all OTHER individuals who prepared or assisted in the preparation of these bankruptcy documents: _____

Signature: _____ Social Security #: _____ Phone #: _____

[NOTE: Penalties up to \$500 per item may be assessed for omission of any required information (11 USC §110; 18 USC §156) and Fed. Bankruptcy Rule 1006 prohibits any payment to any person for services until the court filing fees are paid in full.]

United States Bankruptcy Court

For the _____ District of OREGON

In re _____
ALTHAUS
Debtor(s) Case No. _____

DEBTOR'S ATTORNEY'S DISCLOSURE OF COMPENSATION
UNDER 11 U.S.C. § 329 AND BANKRUPTCY RULE 2016(b)

(Note: This will NOT be considered as a proof of claim or application for compensation.)

FOR COURT USE ONLY

I, MELVIN T. ROLLEMA, the attorney for the debtor(s) declare the compensation paid or agreed to be paid to me for services rendered or to be rendered in behalf of the debtor(s) in or in connection with this case under title 11, U.S.C., such payment or agreement having been made after one year before the date of the filing of the petition, is as follows: \$ 400 paid, \$ 0 to be paid, the source of the compensation paid was _____

_____, and the source of the compensation agreed to be paid is _____

I further certify all filing fees for this case have/will be paid in full before I received/receive any payment of compensation from the debtor(s).

☐ I have ☒ have not (indicate which) agreed to share this compensation with any other person. [If appropriate] The details of such sharing or agreement to share are as follows [except that no such details are required of any agreement for the sharing of the compensation with a member or regular associate of the attorney's law firm]:



Signature of Attorney for Debtor(s) MELVIN. T. ROLLEMA

05/21/04

Date

Rule 2016(b): DISCLOSURE OF COMPENSATION PAID OR PROMISED TO ATTORNEY FOR DEBTOR. Every attorney for a debtor, whether or not the attorney applies for compensation, shall file with the court on or before the first date set for the meeting of creditors, or at another time as the court may direct, the statement required by § 329 of the Code which shall also set forth whether the attorney has shared or agreed to share the compensation with any other person. The statement shall include the particulars of any such sharing or agreement to share by the attorney, but the details of any agreement for the sharing of the compensation with a member or regular associate of the attorney's law firm shall not be required.

NOTE: It is recommended this statement be filed at the time of filing the schedules.

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re) Case No. _____ (NOTE: There may
MARK EDWARD ALTHAUS) be no Case No.
JACKIE LOUISE ALTHAUS) if this was filed
Debtor(s)) INDIVIDUAL DEBTOR'S* with the original
) STATEMENT OF INTENT papers, BUT you
) ABOUT THE DISPOSITION will receive full
) OF ESTATE PROPERTY information on
) USED AS COLLATERAL TO this case within
) SECURE CONSUMER DEBTS; about 30 days!)
) AND CREDITOR REMEDY

***IMPORTANT NOTICES TO DEBTOR(S):**

(1) **SIGN AND FILE this form even if you show "NONE," AND, if creditors are listed, have the service (e.g., mailing) certificate COMPLETED; AND**

(2) **Failure to perform the intentions stated below within 45 days of filing this document can result in prompt relief for the creditor from the Automatic Stay protecting your property.**

CREDITOR	PROPERTY	PROPERTY WILL BE SURRENDERED	PROPERTY TO BE RETAINED (CHECK ANY APPLICABLE STATEMENT)			
			PROPERTY IS CLAIMED AS EXEMPT	PROPERTY WILL BE REDEEMED PER 11 USC §722	PROPERTY WILL BE REAFFIRMED PER 11 USC §524(c)	WILL NOT REAFFIRM - CONTRACT CURRENT
Honda Financial	98 Honda Accord LX		XXX			XXX
Radio Shack	television					XXX

I, THE UNDERSIGNED DEBTOR, CERTIFY THAT THE ABOVE IS MY INTENTION AS TO PROPERTY SECURING CONSUMER DEBTS.

DATE: 05/21/04

H-0915
W-1360

Jackie Althaus
LAST 4 DIGITS OF SOC. SEC. #

W-1739 SW 17th Avenue H-3356 SE Devon Pl

DEBTOR'S MAILING ADDRESS

Albany OR 97321/ Albany OR 97322

I, THE UNDERSIGNED, CERTIFY THAT COPIES OF BOTH THIS DOCUMENT AND LOCAL FORM #715 WERE SERVED ON BOTH: (a) ANY CREDITOR NAMED ABOVE, AND (b) THE TRUSTEE IF THIS STATEMENT WAS NOT FILED WITH THE PETITION.

DATE: 05/24/04

78358

DEBTOR OR ATTORNEY'S SIGNATURE OSB# (if attorney)

MELVIN T. ROLLEMA 541-928-5000

PRINT OR TYPE SIGNER'S NAME & PHONE NO.

PO Box 1409, Albany OR 97321

SIGNER'S ADDRESS (if attorney)

NON-JUDICIAL REMEDY WHEN CONSUMER DEBTOR FAILS TO TIMELY PERFORM STATED INTENTIONS

Creditors, see Local Form #715 [which is either on the back of, or attached to, this document] if you wish information on how to obtain NON-JUDICIAL relief from the automatic stay of 11 U.S.C. §362(a) as to your collateral.

COURT ORDERED CREDITOR'S REMEDY WHEN CONSUMER DEBTOR FAILS TO TIMELY PERFORM STATED INTENTIONS

A creditor may receive relief from the Automatic Stay, using instructions and forms provided by the Clerk's office (PORTLAND (503) 326-2231, or EUGENE (541) 465-6448), if a debtor fails to perform the intentions stated above within 45 days of this form's service date. The creditor shall conform to all procedures set forth in the current version of Local Forms #720.50, 720, and 721; **EXCEPT THE FOLLOWING SPECIFIC MODIFICATIONS MAY BE MADE TO LOCAL FORM #720.50:**

1. The Notice of Motion shall be placed on Local Form #720; AND
2. The Motion need only: (a) attach a true copy of the Debtor's Statement of Intention received by the creditor; (b) state the debtor failed to perform such intention within 45 days of the mailing date; and (c) request Relief from the Automatic Stay.

QUESTIONS????

Call an attorney with questions about these procedures or the law. However, only call the debtor's attorney if you have questions about the debtor's intent as to your collateral.

**PROCEDURES CREATED BY THE BANKRUPTCY COURT CONCERNING REQUESTS FOR
NON-JUDICIAL RELIEF FROM THE AUTOMATIC STAY AS TO SECURED COLLATERAL
IN CHAPTER 7 CASES**

If you are interested in expediting relief from the automatic stay of 11 U.S.C. §362(a) as to property in which you hold a security interest, **YOU MUST FURNISH** the trustee a statement of the balance due and estimated property value. **ALSO ATTACH** a copy of your security agreement and other documents required for perfection (e.g., if the security is an automobile, a copy of the certificate of title showing your security interest). **YOU MUST ALSO ATTACH** a completely filled out (except for signatures) copy of LBF #750.

DO NOT FILE THE REQUEST NOR ANY COPIES THEREOF WITH THE COURT! ALSO, YOU ARE NOT REQUIRED TO FILE THE COMPLETED LBF #750 WITH THE COURT TO MAKE THIS RELIEF EFFECTIVE!

Under §522(f) of the Bankruptcy Code the debtor may request a judicial lien or a nonpossessory, non purchase-money security interest on certain exempt property be voided to the extent the exemption is impaired by the lien or security interest. Under §722 the debtor may request the court determine the value of certain personal property and permit the debtor to redeem the property from any lien against it by paying that value to the lien holder. Because of these two sections, the consent of both the trustee and the debtor is required to permit a repossession or foreclosure without court order.

IF YOUR REQUEST TO RECEIVE NON-JUDICIAL RELIEF FROM STAY WILL BE MADE AT THE MEETING OF CREDITORS (OR IS SERVED WITHIN 15 DAYS PRIOR TO SUCH MEETING and therefore will be considered at the meeting), it must be in writing and contain all the information required in the first paragraph above. Copies of all documents must be submitted to the debtor and any debtor's attorney prior to that meeting.

IF YOU WISH TO RECEIVE NON-JUDICIAL RELIEF FROM STAY PRIOR TO THE MEETING OF CREDITORS, OR IF YOUR REQUEST IS MADE AFTER THE MEETING OF CREDITORS, IT MUST BE IN WRITING and contain all the information required in the first paragraph above. If the request includes a signed debtor stipulation, nothing further is required and the trustee may immediately process the request. However if the request does not include a signed debtor stipulation, then it **MUST BOTH:** (1) certify copies of all documents were simultaneously served on (e.g., mailed to) the debtor and any debtor's attorney, **AND** (2) clearly set out the following notice:

"By way of this letter the debtor is informed that the trustee may grant non-judicial relief from the automatic stay as to the property **UNLESS THE TRUSTEE IS NOTIFIED IN WRITING WITHIN 15 DAYS AFTER THE SERVICE OF THIS REQUEST THAT THE DEBTOR OBJECTS TO SUCH RELIEF.** Such relief shall constitute a termination of the stay provided by 11 U.S.C. §362(a) and will permit this creditor to foreclose this creditor's lien or security interest by repossession or as otherwise provided by law."

Objections to non-judicial relief from the automatic stay, unless made at the meeting of creditors, must be in writing, with a copy simultaneously served on the debtor, requesting creditor, trustee, and their respective attorneys of record. The objection must be post-marked by the 15th day after the request was served, and received by the trustee within 20 days, or the trustee may grant the request.

If the trustee receives a timely objection from the debtor, the trustee shall not grant non-judicial relief or consider repetitive requests by the same creditor unless the debtor withdraws such objection in writing.

The trustee will grant non-judicial relief from the automatic stay if the above requirements are met, the debtor either does not timely object or stipulates in writing to such relief, and there appears to be no equity in the property for the benefit of creditors.

Signing of LBF #750 by the trustee, granting non-judicial relief, shall constitute a termination of the stay of an act against such property under 11 U.S.C. §362(a). The trustee, however, shall not be deemed to have abandoned the trustee's interest in the property, nor have waived any other rights as to the property. Any non-exempt equity in the property remaining after disposition shall be immediately returned to the trustee.

If either the trustee or the debtor(s) will not agree to such relief for any reason, you must file a motion for relief from stay under §362(d). Instructions and forms may be obtained from the Clerk's office.

IMPORTANT: All requests to the trustee **MUST** be accompanied by a self-addressed and stamped envelope, or the trustee need not respond.

(OVER)

United States Bankruptcy Court

For the _____ District of OREGON

In re _____
ALTHAUS
Debtor(s) Case No. _____

FOR COURT USE ONLY

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from SCHEDULES A, B, D, E, F, I, and J in the boxes provided. Add the amounts from SCHEDULES A and B to determine the total amount of the debtor's assets. Add the amounts from SCHEDULES D, E, and F to determine the total amount of the debtor's liabilities.

AMOUNTS SCHEDULED

Name of Schedule	Attached (Yes / No)	No. of Sheets	Assets	Liabilities	Other
A – Real Property	YES	1	\$		
B – Personal Property	YES	2	\$ 8,200		
C – Property Claimed as Exempt	YES	1			
D – Creditor Holding Secured Claims	YES	1		\$ 7,507	
E – Creditor Holding Unsecured Priority Claims	YES	1		\$ 600	
F – Creditors Holding Unsecured Nonpriority Claims	YES	2		\$ 26,298	
G – Executory Contracts and Unexpired Leases	YES	½			
H – Codebtors	YES	½			
I – Current Income of Individual Debtor(s)	YES	1			\$ 1,881
J – Current Expenditures of Individual Debtor(s)	YES	2			\$ 2,332
Total Number of Sheets in ALL Schedules		12			
Total Assets			\$ 8,200		
Total Liabilities				\$ 34,405	

In re _____ Case No. _____
ALTHAUS
Debtor(s)

SCHEDULE A – REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own property by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

FOR COURT USE ONLY

Do not include interests in executory contracts and unexpired leases on this schedule. List them in SCHEDULE G – Executory Contracts and Unexpired Leases. If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See SCHEDULE D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in SCHEDULE C – Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, Community	Current Market Value of Debtor's Interest in Property Without Deducting Any Secured Claim or Exemption	Amount of Secured Claim
NONE				
Subtotal (Total of this page)			\$	
Total			\$	0

(Use only on last page of the completed Schedule A)

In re ALTHAUS Case No. _____
Debtor(s)

SCHEDULE B – PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "X" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in SCHEDULE C.

FOR COURT USE ONLY

Do not list interests in executory contracts and unexpired leases on this schedule. List them in SCHEDULE G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property."

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, Community	Current Market Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or Exemption
1. Cash on hand.	X			
2. Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		approx balance-Washington Mutual approx balance-Washington Mutual	W H	25 25
3. Security deposits with public utilities, telephone companies, landlords, and others.	X			
4. Household goods and furnishings, including audio, video, and computer equipment.		household furnishings household furnishings, including computer	W H	300 400
5. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6. Wearing apparel.		clothing	W H	100 100
7. Furs and jewelry.	X			
8. Firearms and sports, photographic, and other hobby equipment.		firearms	H	600
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.		cash value, life insurance	J	800
10. Annuities. Itemize and name each issuer.	X			
11. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Itemize.		401(a)	W	unknown
12. Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
13. Interests in partnerships or joint ventures. Itemize.	X			
14. Government and corporate bonds and other negotiable and non-negotiable instruments.	X			
15. Accounts Receivable.	X			
16. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			

In re ALTHAUS Case No. _____
Debtor(s)

SCHEDULE B – PERSONAL PROPERTY
(Continuation Sheet)

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, Community	Current Market Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or Exemption
17. Other liquidated debts owing debtor – include tax refunds. Give particulars.	X			
18. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of Real Property.	X			
19. Contingent and non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
20. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
21. Patents, copyrights, and other intellectual property. Give particulars.	X			
22. Licenses, franchises, and other general intangibles. Give particulars.	X			
23. Automobiles, trucks, trailers, and other vehicles.	X	1998 Honda Accord LX	W	5,850
24. Boats, motors, and accessories.	X			
25. Aircraft and accessories.	X			
26. Office equipment, furnishings, and supplies.	X			
27. Machinery, fixtures, equipment, and supplies used in business.	X			
28. Inventory.	X			
29. Animals.	X			
30. Crops – Growing or harvested. Give particulars.	X			
31. Farming equipment and implements.	X			
32. Farm supplies, chemicals, and feed.	X			
33. Other personal property of any kind not already listed. Itemize.	X			
Total				\$ 8,200

_____ continuation sheets attached.

In re ALTHAUS Case No. _____
Debtor(s)

SCHEDULE C – PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemption to which debtor is entitled under (check one box):

- ☐ 11 U.S.C. § 522(b)(1) Exemptions provided in 11 U.S.C. § 522(d). Note: These exemptions are available only in certain states.
- ☒ 11 U.S.C. § 522(b)(2) Exemptions available under applicable nonbankruptcy federal laws, state or local law where the debtor's domicile has been located for the 180 days immediately preceding the filing of the petition, or for a longer portion of the 180-day period than in any other place, and the debtor's interest as a tenant by the entirety or joint tenant to the extent the interest is exempt from process under applicable nonbankruptcy law.

FOR COURT USE ONLY

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Market Value of Property Without Deducting Exemptions
Clothing, jewelry	ORS 18.345(1)(b)(3)	3,600	200
Tools of Trade	ORS 18.345(1)(c)(3)	6,000	
Automobile:			
Husband:	ORS 18.345(1)(d)	1,700	
Wife: 1998 Honda Accord LX	ORS 18.345(1)(d)	1,700	5,850
Household furnishings	ORS 18.345(1)(f)	3,000	700
Tax refund based on Federal earned income tax credit	ORS 18.345(1)(n)	all	
Cash on hand, deposits, tax refunds	ORS 18.345(1)(o)	800	unknown
Exempt wages held in bank accounts	ORS 18.348	7,500	50
Firearms	ORS 18.362	1,000	600
Retirement IRA, 401(k)	ORS 18.358	all	unknown
Wife's 401(a)			
Cash surrender value of life insurance	ORS 743.046	all	800
Exempt wages	ORS 18.385	75%	75%

In re ALTHAUS Case No. _____
Debtor(s)

SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zipcode, and last four digits of the account number, if any, of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests. List creditors in alphabetical order to the extent practicable. If all secured creditors will not fit on this page, use the continuation sheet provided.

FOR COURT USE ONLY

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete SCHEDULE H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the SUMMARY OF SCHEDULES.

NOTE: FOR CHAPTER 12 CASES ONLY - SCHEDULES D, E and F shall be prepared by first listing all farm related debts (clearly set out under the heading "FARMING OPERATION DEBTS") followed by a subtotal of such debts; then listing all non-farm debts (clearly set out under the heading "NON-FARM DEBTS"), followed by a subtotal of such debts; and then a total of all debts listed in that schedule.

☐ Check this box if debtor has no creditors holding secured claims to report on this SCHEDULE D.

Creditor's Name and Mailing Address Including Zip Code and Account No. (See instructions above.)	Codebtor Husband, Wife, Joint, Community	Date Claim Was Incurred, Nature of Lien, and Description and Market Value of Property Subject to Lien	Contingent	Unliquidated	Disputed	Current Market Value of Debtor's Interest in Property Without Deducting Any Secured Claim or Exemption	Amount of Claim Without Deducting Value of Collateral	Unsecured Portion, if any
Honda Financial Svcs PO Box 5025 San Ramon, CA 94583-0925	W	2003 98 Honda Accord LX acct #001 106 5357187 001				5,850	7,230	
Radio Shack PO Box 8181 Gray, TN 50368-9025	H	1996 television acct #0007 7381 3244 8141				100	277	
Subtotal (Total of this page)							\$ 7,507	
Total							\$ 7,507	

(Use only on last page of the completed Schedule D)

____ continuation sheets attached.

(Report total also on Summary of Schedules)

In re ALTHAUS Case No. _____
Debtors

SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name and mailing address, including zipcode, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of this petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so.

FOR COURT USE ONLY

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete SCHEDULE H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the SUMMARY OF SCHEDULES.

NOTE: FOR CHAPTER 12 CASES ONLY - SCHEDULES D, E and F shall be prepared by first listing all farm related debts (clearly set out under the heading "FARMING OPERATION DEBTS") followed by a subtotal of such debts; then listing all non-farm debts (clearly set out under the heading "NON-FARM DEBTS"), followed by a subtotal of such debts; and then a total of all debts listed in that schedule.

☐ **CHECK THIS BOX IF DEBTOR HAS NO CREDITORS HOLDING UNSECURED PRIORITY CLAIMS TO REPORT ON THIS SCHEDULE E.**

TYPES OF PRIORITY (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.)

☐ **Extensions of credit in an involuntary case**

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(2).

☐ **Wages, salaries, and commissions**

Wages, salaries, and commissions, including vacations, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$4300* per person, earned within 90 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(3).

☐ **Contributions to employee benefit plans**

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

☐ **Certain farmers and fishermen**

Claims of certain farmers and fishermen, up to \$4300* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(5).

☐ **Deposits by individuals**

Claims of individuals up to \$1950* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(6).

☐ **Alimony, Maintenance, or Support**

Claims of a spouse, former spouse, or child of the debtor for alimony, maintenance, or support, to the extent provided in 11 U.S.C. § 507(a)(7).

☐ **Taxes and Other Certain Debts Owed to Governmental Units**

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).

☐ **Commitments to Maintain the Capital of an Insured Depository Institution**

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).

* Amounts are subject to adjustment on April 1, 2001 and every three years thereafter with respect to cases commenced on or after the date of adjustment.

Creditor's Name and Mailing Address Including Zipcode and Account No. (See instructions above.)	Codebtor Husband, Wife, Joint, Community	Date Claim Was Incurred and Consideration For Claim	Contingent	Unliquidated	Disputed	Total Amount of Claim	Amount Entitled To Priority AND CODE SECTION
Internal Revenue Service 4330 Watt Ave., SA 5357 North Highland, CA 95660	J	precautionary claim					
Oregon Dept. of Revenue 955 Center St. NE #353 Salem, OR 97301-2555	J	2003 income tax				600	
Subtotal (Total of this page)						\$ 600	
Total						\$ 600	

(Use only on last page of the completed Schedule E)

continuation sheets attached.

In re ALTHAUS Case No. _____
DEBTOR(S)

SCHEDULE F — CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and account number, if any, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

FOR COURT USE ONLY

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H—Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

NOTE: FOR CHAPTER 12 CASES ONLY — Schedules D, E and F shall be prepared by first listing all farm related debts (clearly set out under the heading "FARMING OPERATION DEBTS") followed by a subtotal of such debts; then listing all non-farm debts (clearly set out under the heading "NON-FARM DEBTS"), followed by a subtotal of such debts; and then a total of all debts listed in that schedule.

☐ Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

Creditor's Name and Mailing Address Including Zip Code <u>AND</u> ACCOUNT NO.	Codebtor Husband, Wife, Joint, Community	Date Claim Was Incurred and Consideration for Claim, If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
Chase Manhattan PO Box 15919 Wilmington, DE 19850-5919	H	1997 credit card acct #6263 4011 7401 1339				2,695
Discover PO Box 15192 Wilmington, DE 19850-5192	H	1996 credit card acct #6011 0098 1056 4851				2,691
Sears PO Box 818017 Cleveland, OH 44181-8017	H W	1997, acct #0056393 224045 1996, acct #0652729 813301 purchases				2,554 3,058
JC Penney PO Box 981131 El Paso, TX 79998	W	1999 purchases acct #829 337 837 1				593
Texaco PO Box 9151 Des Moines, IA 50368-9151	W	1999 gasoline card, purchases acct #71 822 3547 8				582
Bank One PO Box 8776 Wilmington, DE 19899-8776	W	1998 credit card acct #5467 1050 0164 3214				1,081
Subtotal (Total of this page)						\$ 13,254
Total (Use only on last page of the completed Schedule F)						\$

continuation sheets attached

Case 04-64302-aer7 Doc 2 Filed 05/28/04

(Report total also on Summary of Schedules)

In re ALTHAUS Case No. _____
Debtor(s)

SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS
(Continuation Sheet)

FOR COURT USE ONLY

Creditor's Name and Mailing Address Including Zipcode AND ACCOUNT NO.	Debtor Husband, Wife, Joint, Community	Date Claim Was Incurred and Consideration for Claim; If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
Conserv Education Program PO Box 5156 Sioux Falls, SD 57117-5156	W	2001 student loan				3,100
Capital One Services PO Box 60000 Seattle, WA 98190-6000	W	various dates credit card purchases				150
Capital One Services PO Box 85617 Richmond, VA 23285-5617	W	alternate address				
Sallie Mae PO Box 9500 Wilkes-Barre, PA 18773-9500	W	various dates student loan				9,045
Direct Loan Service Center PO Box 4609 Utica NY 13504-4609	W	various dates student loan				unknown
Comcast PO Box 173885 Denver, CO 80217-3685	W	2003-04 cable services acct #87781 06110447081				178
Alliance One PO Box 1963 Southgate, MI 48195-0963	W	notice only Comcast account				
Professional Credit Svcs PO Box 7548 Eugene, OR 97401-0039	W	2003-04 collections, SHS medical services				571
Subtotal (Total of this page)						\$ 13,004
Total (Use only on last page of the completed Schedule F)						\$ 26,298

In re ALTHAUS Case No. _____
Debtor(s)

SCHEDULE G – EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests.

State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease.

Provide the names and complete mailing addresses of all other parties to each lease or contract described.

NOTE: A PARTY LISTED ON THIS SCHEDULE MUST ALSO BE LISTED ON THE MASTER MAILING MATRIX.

FOR COURT USE ONLY

☒ Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zipcode, of Other Parties to Lease or Contract	Description of Contract or Lease and Nature of Debtor's Interest; State Whether Lease is for Nonresidential Real Property; State Contract Number of any Government Contract

SCHEDULE H – CODEBTORS

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. In community property states, a married debtor not filing a joint case should report the name and address of the nondebtor spouse on this schedule. Include all names used by the nondebtor spouse during the six years immediately preceding the commencement of this case.

NOTE: A PARTY LISTED ON THIS SCHEDULE MUST ALSO BE LISTED ON THE MASTER MAILING MATRIX.

☒ Check this box if debtor has no codebtors.

Name and Address of Codebtor	Name and Address of Creditor

In re ALTHAUS Case No. _____
Debtor(s)

**SCHEDULE I – CURRENT INCOME OF INDIVIDUAL DEBTOR(S)
AND ALL CHAPTER 12 DEBTORS**

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by a married debtor in a Chapter 12 or 13 case whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.

FOR COURT USE ONLY

Debtor's Marital Status	Dependents of Debtor and Spouse	
	Relationship	Age
separated	Jerod, son	3 years

Employment:	Debtor	Spouse
Occupation	NONE-UNEMPLOYED	medical assistant
Name of Employer		Samaritan Health Svcs
How Long Employed		approx 2 years
Address of Employer		525 NE Santiam Hwy Lebanon, OR 97355

Income (Estimate of average monthly income):

	Debtor	Spouse
Current monthly gross wages, salary, and commissions (pro rate if not paid monthly)	\$ _____	\$ 1,364
Estimated monthly overtime	\$ _____	\$ _____
SUBTOTAL	\$ _____	\$ 1,364

LESS PAYROLL DEDUCTIONS

a. Payroll taxes and social security	\$ _____	\$ 131
b. Insurance	\$ _____	\$ 218
c. Union dues	\$ _____	\$ _____
d. Other (Specify) <u>401(a)</u>	\$ _____	\$ 50

SUBTOTAL OF PAYROLL DEDUCTIONS	\$ _____	\$ 399
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TOTAL NET MONTHLY TAKE HOME PAY	\$ _____	\$ 965
---------------------------------------	----------	--------

Regular income from operation of business or profession or farm (attach Exhibit D)

Income from real property

Interest and dividends

Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above

Social security or other government assistance (Specify)

Pension or retirement income

Other monthly income (Specify) unemployment

.....

.....

TOTAL MONTHLY INCOME	\$ 916	\$ 965
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TOTAL COMBINED MONTHLY INCOME \$ 1,881

(Report total also on Summary of Schedules)

Describe any increase or decrease of more than 10% in any of the above categories anticipated to occur within the year following the filing of this document: Wife's payroll has not been withholding correct federal taxes.

.....

.....

.....

In re JACKIE LOUISE ALTHAUS Case No. _____
Debtor(s)

**SCHEDULE J – CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)
AND ALL CHAPTER 12 DEBTORS**

Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family. Pro rate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate.

FOR COURT USE ONLY

☒ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

Rent or home mortgage payment (include lot rented for mobile home)	\$ 200
Are real estate taxes included? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Is property insurance included? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Utilities: Electricity and heating fuel	\$
Water and sewer	\$
Telephone	\$ 35
Other (Specify) <u>cable</u>	\$ 69
Home maintenance (repairs and upkeep)	\$
Food	\$ 200
Clothing	\$ 50
Laundry and dry cleaning	\$
Medical and dental expenses	\$
Transportation (not including car payments)	\$ 75
Recreation, clubs and entertainment, newspapers, magazines, etc.	\$
Charitable contributions	\$
Insurance (not deducted from wages or included in home mortgage payments)	
Homeowner's or renter's	\$
Life	\$
Health	\$
Auto	\$ 65
Other (Specify)	\$
Taxes (not deducted from wages or included in home mortgage payments)	
(Specify)	\$
Installment payments (in Chapter 12 and 13 cases, do not list payments to be included in the plan)	
Auto	\$ 187
Other (Specify) <u>student loans</u>	\$ 50
Other (Specify)	\$
Alimony, maintenance, and support paid to others	\$
Payments for support of additional dependents not living at your home	\$
Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$
Other (Specify)	\$
TOTAL MONTHLY EXPENSES	\$ 931

(Report total also on Summary of Schedules)

(FOR CHAPTER 12 AND 13 DEBTORS ONLY)

Provide the information requested below:

A. Total projected monthly income	\$
B. Total projected monthly expenses	\$
C. Excess income (A minus B)	\$
D. Total amount to be paid into plan each month	\$

In re MARK EDWARD ALTHAUS Case No. _____
Debtor(s)

**SCHEDULE J – CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)
AND ALL CHAPTER 12 DEBTORS**

Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family. Pro rate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate.

FOR COURT USE ONLY

~~XXX~~ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

Rent or home mortgage payment (include lot rented for mobile home)	\$ 200
Are real estate taxes included? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Is property insurance included? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Utilities: Electricity and heating fuel	\$ 100
Water and sewer	\$ 30
Telephone	\$
Other (Specify)	\$
Home maintenance (repairs and upkeep)	\$ 200
Food	\$ 25
Clothing	\$ 25
Laundry and dry cleaning	\$
Medical and dental expenses	\$ 46
Transportation (not including car payments)	\$ 25
Recreation, clubs and entertainment, newspapers, magazines, etc.	\$
Charitable contributions	\$
Insurance (not deducted from wages or included in home mortgage payments)	\$
Homeowner's or renter's	\$
Life	\$
Health	\$
Auto	\$ 69
Other (Specify)	\$
Taxes (not deducted from wages or included in home mortgage payments)	\$
(Specify)	\$
Installment payments (in Chapter 12 and 13 cases, do not list payments to be included in the plan)	\$
Auto	\$ 481
Other (Specify) payments to wife's dad for use of car	\$
Other (Specify)	\$
Alimony, maintenance, and support paid to others	\$ 200
Payments for support of additional dependents not living at your home	\$
Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$
Other (Specify)	\$
TOTAL MONTHLY EXPENSES	\$ 1,401

(Report total also on Summary of Schedules)

(FOR CHAPTER 12 AND 13 DEBTORS ONLY)

Provide the information requested below:

A. Total projected monthly income	\$
B. Total projected monthly expenses	\$
C. Excess income (A minus B)	\$
D. Total amount to be paid into plan each month	\$

In re ALTHAUS } Case No. _____
Debtor(s)

DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of 13 sheets [total shown on summary page plus 1], and that they are true and correct to the best of my knowledge, information, and belief.

FOR COURT USE ONLY

05/21/04

Date

05/21/04

Date

[If joint case, both spouses must sign.]

Signature of Debtor

Signature of Joint Debtor (if any)

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the _____ [the president or other officer or an authorized agent of the corporation or a member or an authorized agent of the partnership] of the _____ [corporation or partnership] named as debtor in this case, declare under penalty of perjury that I have read the following summary and schedules, consisting of _____ sheets [total shown on summary page plus 1], and that they are true and correct to the best of my knowledge, information, and belief.

Date

Signature

Print Name and Title

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. § 152 and 3571.

United States Bankruptcy Court

For the _____ District of _____

In re MARK EDWARD ALTHAUS
JACKIE LOUISE ALTHAUS

Debtor(s)

Case No. _____

STATEMENT OF FINANCIAL AFFAIRS

Form No. 7

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under Chapter 12 or Chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs.

FOR COURT USE ONLY

Questions 1 – 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 – 25. **EACH QUESTION MUST BE ANSWERED. IF THE ANSWER TO ANY QUESTION IS "NONE," OR THE QUESTION IS NOT APPLICABLE, MARK THE BOX LABELED "NONE."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

DEFINITIONS

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within the **six years** immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor, general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

1. Income from employment or operation of business

None ☐ State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under Chapter 12 or Chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Amount

Source (if more than one)

Husband: 2002--40,548
2003--21,163
Wife: 2002-- 7,923
2003--11,787

2. Income other than from employment or operation of business

None ☐ State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under Chapter 12 or Chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Amount

Source (if more than one)

Husband receives approx \$916 per month in unemployment benefits.

3. Payments to creditors

None ☒ a. List all payments on loans, installment purchases of goods or services, and other debts, aggregating more than \$600 to any creditor, made within **90 days** immediately preceding the commencement of this case. (Married debtors filing under Chapter 12 or Chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor

Dates of Payments

Amount Paid

Amount Still Owed

STATEMENT OF FINANCIAL AFFAIRS (Continued)

Form No. 7

3. Payments to creditors (Continued)

None

☐

b. List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under Chapter 12 or Chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor
and Relationship to Debtor

Date of Payment

Amount Paid

Amount Still Owing

Debtor pays Wife's father approx \$481 per month for use of vehicle, which Wife's father purchased for their use.

4. Suits and administrative proceedings, executions, garnishments and attachments

None

XXX

a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under Chapter 12 or Chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Caption of Suit
and Case Number

Nature of Proceeding

Court and Location

Status or Disposition

None

XXX

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under Chapter 12 or Chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person for Whose
Benefit Property Was Seized

Date of Seizure

Description and
Value of Property

5. Repossessions, foreclosures and returns

None

XXX

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under Chapter 12 or Chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of
Creditor or Seller

Date of Repossession, Foreclosure Sale,
Transfer or Return

Description and
Value of Property

6. Assignments and receiverships

None

XXX

a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under Chapter 12 or Chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Assignee

Date of Assignment

Terms of Assignment
or Settlement

STATEMENT OF FINANCIAL AFFAIRS (Continued)

Form No. 7

6. Assignments and receiverships (Continued)

None
XXX

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under Chapter 12 or Chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Custodian	Name and Location of Court Case Title and Number	Date of Order	Description and Value of Property
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7. Gifts

None
XXX

List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under Chapter 12 or Chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person or Organization	Relationship To Debtor, if any	Date of Gift	Description and Value of Gift
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8. Losses

None
XXX

List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case or **since the commencement of this case**. (Married debtors filing under Chapter 12 or Chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Description and Value of Property	Description of Circumstances and, if Loss Was Covered in Whole or in Part by Insurance, Give Particulars	Date of Loss
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9. Payments related to debt counseling or bankruptcy

None
□

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within **one year** immediately preceding the commencement of this case.

Name and Address of Payee	Date of Payment, Name of Payor if other than Debtor	Amount of Money or Description and Value of Property
---------------------------	--	---

see attorney disclosure

10. Other transfers

None
XXX

List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **one year** immediately preceding the commencement of this case. (Married debtors filing under Chapter 12 or Chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Transferee, Relationship to Debtor	Date	Describe Property Transferred and Value Received
---	------	---

STATEMENT OF FINANCIAL AFFAIRS (Continued)

Form No. 7

11. Closed financial accounts

None
XXX

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under Chapter 12 or Chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Institution	Type of Account, Last Four Digits of Account Number, and Amount of Final Balance	Amount and Date of Sale or Closing
---------------------------------	---	---------------------------------------

12. Safe deposit boxes

None
XXX

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under Chapter 12 or Chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Bank or Other Depository	Names and Addresses of Those with Access to Box or Depository	Description of Contents	Date of Transfer or Surrender, if any
---	--	----------------------------	--

13. Setoffs

None
XXX

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under Chapter 12 or Chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor	Date of Setoff	Amount of Setoff
------------------------------	----------------	------------------

14. Property held for another person

None
☐

List all property owned by another person that the debtor holds or controls.

Name and Address of Owner	Description and Value of Property	Location of Property
---------------------------	-----------------------------------	----------------------

Debtor pays father-in-law for use of car.

15. Prior address of debtor

None
☐

If the debtor has moved within the **two years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

Address	Name Used	Dates of Occupancy
---------	-----------	--------------------

422 SE Hill Street, Albany OR 97322
416 SE Hill Street, Albany OR 97322
227 SE Academy Street, Dallas OR 97338
1739 SW 17th Avenue, Albany OR 97321

STATEMENT OF FINANCIAL AFFAIRS (Continued)

Form No. 7

16. Spouses and Former Spouses

None
XXX

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the **six-year period** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or lived with the debtor in the community property state.

Name

17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

None
XXX

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

Site Name and Address	Name and Address of Governmental Unit	Date of Notice	Environmental Law
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None
XXX

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

Site Name and Address	Name and Address of Governmental Unit	Date of Notice	Environmental Law
-----------------------	--	----------------	-------------------

None
XXX

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

Name and Address of Governmental Unit	Docket Number	Status or Disposition
--	---------------	-----------------------

18. Nature, location and name of business

None
XXX

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partnership, sole proprietorship, or was a self-employed professional within the **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the **six years** immediately preceding the commencement of this case.

Name	Taxpayer Identification Number	Address	Nature of Business	Beginning and Ending Dates
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STATEMENT OF FINANCIAL AFFAIRS (Continued)

Form No. 7

18. Nature, location and name of business (Continued)

- None ☐ b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.
- | Name | Address |
|------|---------|
|------|---------|

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within the six years immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or otherwise self-employed.

(An individual or joint debtor should complete this portion of the statement ONLY if the debtor is or has been in business, as defined above, within the six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

19. Books, records and financial statements

- None ☐ a. List all bookkeepers and accountants who within the two years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.
- | Name and Address | Dates Services Rendered |
|------------------|-------------------------|
|------------------|-------------------------|

- None ☐ b. List all firms or individuals who within the two years immediately preceding the filing of this bankruptcy case have audited the books of accounts and records, or prepared a financial statement of the debtor.
- | Name | Address | Dates Services Rendered |
|------|---------|-------------------------|
|------|---------|-------------------------|

- None ☐ c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.
- | Name | Address |
|------|---------|
|------|---------|

- None ☐ d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued within the two years immediately preceding the commencement of this case by the debtor.
- | Name and Address | Date Issued |
|------------------|-------------|
|------------------|-------------|

20. Inventories

- None ☐ a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.
- | Date of Inventory | Inventory Supervisor | Dollar Amount of Inventory
(Specify cost, market or other basis) |
|-------------------|----------------------|---|
|-------------------|----------------------|---|

STATEMENT OF FINANCIAL AFFAIRS (Continued)

Form No. 7

20. Inventories (Continued)

- None ☐ b. List the name and address of the person having possession of the records of each of the two inventories reported in 20a.

Date of Inventory

Name and Addresses of Custodian
of Inventory Records

21. Current Partners, Officers, Directors and Shareholders

- None ☐ a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

Name and Address

Nature of Interest

Percentage of Interest

- None ☐ b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting securities of the corporation.

Name and Address

Title

Nature and Percentage
of Stock Ownership

22. Former Partners, Officers, Directors and Shareholders

- None ☐ a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement of this case.

Name

Address

Date of Withdrawal

- None ☐ b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within **one year** immediately preceding the commencement of this case.

Name and Address

Title

Date of Termination

23. Withdrawals from a partnership or distributions by a corporation

- None ☐ If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

Name and Address of Recipient,
Relationship to Debtor

Date and Purpose
of Withdrawal

Amount of Money or Description
and Value of Property

24. Tax Consolidation Group

- None ☐ If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within the **six-year period** immediately preceding the commencement of the case.

Name of Parent Corporation

Taxpayer Identification Number

STATEMENT OF FINANCIAL AFFAIRS (Continued)

Form No. 7

25. Pension Funds

None

If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within the six-year period immediately preceding the commencement of the case.

Name of Pension Fund

Taxpayer Identification Number

[If completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

05/21/04

Date

Signature of Debtor

05/21/04

Date

Signature of Joint Debtor (if any)

[If completed on behalf of a partnership or corporation]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct to the best of my knowledge, information and belief.

Date

Signature

Printed or Typed Name and Title

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. § 152 and 3571.

CERTIFICATION AND SIGNING OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110)

I certify that I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110, that I prepared this document for compensation, and that I have provided the debtor with a copy of this document.

Printed or Typed Name of Bankruptcy Petition Preparer

Social Security No.

Address

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document:

If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.

Date

Signature of Bankruptcy Petition Preparer

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 18 U.S.C. § 156.

continuation sheets attached